

FILED

2020 JAN 10 PM 1:03

U.S. MAGISTRATE JUDGE

BY _____

NICHOLAS A. TRUTANICH
United States Attorney
District of Nevada
Nevada Bar No. 13644
BRIAN WHANG
Assistant United States Attorney
501 Las Vegas Blvd. South, Ste. 1100
Las Vegas, Nevada 89101
Phone: (702) 388-6336
brian.whang@usdoj.gov

Representing the United States of America

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT ISALAH MARSHALL,

Defendant.

COMPLAINT

Magistrate No. 2:20-mj-00010-DJA

VIOLATION:

18 U.S.C. §§ 922(g)(1) and 924(a)(2) –
Felon in Possession of a Firearm.

BEFORE the United States Magistrate Judge, Las Vegas, Nevada, the undersigned
Complainant, being duly sworn, deposes and states:

Count One

(Felon in Possession of a Firearm)

On or about January 8, 2020, in the State and Federal district of Nevada,

ROBERT ISALAH MARSHALL,

defendant herein, knowing he had been convicted of a crime punishable by imprisonment for
a term exceeding one year in the State of Nevada, to wit: Burglary, in the Eighth Judicial
District Court for Clark County Nevada, on or about August 17, 2015, in Case No. C-15-
307239-1; Ownership or Possession of a Firearm by a Prohibited Person, in the Eighth

1 Judicial District Court for Clark County Nevada, on or about August 17, 2015, in Case No.
2 C-15-307241-1; Attempt Possession of a Firearm by a Convicted Felon, in the Eighth Judicial
3 District Court for Clark County Nevada, on or about April 24, 2012, in Case No. C-11-
4 278508-1; and Attempt Possession of a Stolen Firearm, in the Eighth Judicial District Court
5 for Clark County Nevada, on or about August 30, 2007, in Case No. C-07-233821-1, did
6 knowingly possess a firearm, to wit: Taurus, model PT111, 9mm, semi-automatic pistol
7 bearing serial number TKZ56902, said possession being in and affecting interstate commerce
8 and said firearm having been shipped and transported in interstate commerce, all in violation
9 of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

10 1. Your Complainant is a Special Agent with the Federal Bureau of Investigation
11 (FBI) currently assigned to the Las Vegas, Nevada Division and have been so employed for
12 over 10 years. Prior to this, your Complainant was employed for over five years as a Deputy
13 Sheriff and Detective with the Orange County Sheriff's Office (Florida). Your Complainant
14 is currently assigned to the FBI's Criminal Apprehension Team (CATs) and is responsible for
15 investigating a variety of violent crimes, to include bank robbery, kidnapping, extortion,
16 robbery, carjackings, assaults and murders of federal officers, racketeering related violent
17 offenses, and domestic and international fugitive matters. Your Complainant has experience
18 in conducting criminal investigations, including the investigation of criminal groups and
19 conspiracies as well as the collection of evidence and the identification and use of witnesses,
20 and he is authorized by law to make arrests in connection with violations of federal law.

21 2. The following information contained within this criminal complaint is based
22 upon your Complainant's participation in this investigation or was provided to him by other
23 law enforcement personnel. All times noted are approximate.

24 ...

FACTS ESTABLISHING PROBABLE CAUSE

3. On January 8, 2020, members of the FBI's Criminal Apprehension Team (CATs) were conducting physical surveillance of a vehicle believed to be occupied by Robert Isaiah Marshall (hereinafter "Marshall"). Marshall was the subject of an arrest warrant issued in Las Vegas Justice Court charging him with Assault with a Deadly Weapon and Prohibited Person in Possession of a Firearm and the CAT task force had been seeking to arrest him since late-2019. The vehicle was followed continuously until it arrived at the Chevron station located at 1003 East Lake Mead Boulevard. A man matching Marshall's description was observed exiting the vehicle and entering the Chevron. The vehicle was observed parking next to a fuel pump.

4. A short time later, the man, now positively identified as Marshall, was seen exiting the Chevron station and reentering the vehicle. The vehicle was blocked in by law enforcement vehicles and Marshall was ordered out of the passenger seat of the vehicle. He was thereafter taken into custody without incident. When he was being secured with handcuffs Marshall spontaneously stated to your Complainant and Task Force Officer (TFO) Troy Radke "I have a gun in my pocket." Your Complainant could see a noticeable heavy item weighing down the left side of Marshall's coat.

5. TFO Randy Dockery removed the item from Marshall's coat pocket and it was found to be a loaded silver and black semi-automatic pistol. Closer inspection revealed the firearm to be a Taurus, model PT111, 9mm, semi-automatic pistol bearing serial number TKZ56902. The firearm was secured in an evidence bag and impounded in LVMPD's evidence. Marshall was transported to the Clark County Detention Center (CCDC) and booked on his open arrest warrant.

8. Based on the above facts and circumstances, your Complainant believes there is probable cause that that Robert Isaiah Marshall, Defendant, did violate 18 U.S.C. §§ 922(g)(1) and 924(a)(2) – Felon in Possession of a Firearm.

Respectfully submitted,

Christopher W. McPeak, Special Agent
Federal Bureau of Investigation

SUBSCRIBED and SWORN to before me
this 10 day of January, 2020.

HONORABLE DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE